



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Richard L. PELLEGRINI et al.

Group Art Unit: 3764

Application No.: 09/988,335

Examiner: M. BROWN

Filed: November 19, 2001

Docket No.: 106679.01

For: DISPOSABLE EYE PATCH AND METHOD OF MANUFACTURING A
DISPOSABLE EYE PATCH

DECLARATION UNDER 37 C.F.R. §1.132

Director of the U.S. Patent and Trademark Office
Washington, D.C. 20231

Sir:

I, Mark McLear, a citizen of the United States of America, hereby declare and state:

1. I have been employed by GPT Glendale, Inc. (now Sperian Eye & Face Protection, Inc.), assignee of the above-identified application, since 1987. My current title is Sales and Marketing Manager. I have been involved with the Laser-Aid™ Disposable Laser Eye Shield from the beginning of its commercialization.

2. The Laser-Aid™ Disposable Laser Eye Shield is a product that is, and has been from its beginning, made and sold by GPT Glendale, Inc. or its successor company. It was not publicly disclosed, sold or offered for sale in the United States more than one year ~~prior to November 19, 2001.~~

3. Before the invention of the subject matter claimed in the above-identified application, neither I nor anyone else in my scope of knowledge had knowledge of or used the Laser-Aid™ Disposable Laser Eye Shield in the United States.

4. I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and/or imprisonment under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing therefrom.

Date:

8/25/2008


Mark McCar